

15541 U.S. PTO  
021804

**UTILITY PATENT APPLICATION  
TRANSMITTAL**  
(only for continuation and divisional applications  
under 37 CFR 1.53(b))

Client-Matter No.: 66821-276

**Prior Application Info:**

Examiner: Rawlings, S.  
Group/Art Unit: 1642  
Confirmation No.:

Address to: Mail Stop Patent Application  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS  
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FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

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This is a request for filing a X continuation    divisional application under 37 CFR 1.53(b),  
of pending prior application serial no. 09/394,142, filed September 9, 1999 (list only immediate  
prior application).

Title: NOVEL BAG PROTEINS AND NUCLEIC ACID MOLECULES ENCODING THEM

Inventor(s)(full name of each inventor): John C. Reed and Shinichi Takayama

No abandonment of, or termination of proceedings, has occurred in the above-identified prior  
application.

1. X An application based on the prior application as filed and  
containing no new matter is enclosed, consisting of:  
  1   page application cover sheet  
  45  pages of specification (includes claims and abstract)  
  35  sheets of drawing(s).
2. X   3   pages of a copy of the oath or declaration as originally in  
prior application (37 CFR 1.63(d)), U.S. serial no.  
09/394,142, filed September 9, 1999, is enclosed.
3.        A signed statement DELETING inventor(s) named in the prior  
application (37 CFR 1.63(d)(2) and 1.33(b)) is attached.
4. X Nucleotide and/or Amino Acid Sequence Submission is enclosed:  
       computer readable copy of sequence listing  
  X   paper copy of sequence listing, pages 1 through 48.  
  X   Statement Under 37 CFR § 1.821 (f) and (g)  
  X   Request to Use Computer Readable Form of Sequence  
Listing From Another Application in duplicate.  
       Other:
5. X Incorporation by Reference: The entire disclosure of the prior  
application, from which a copy of the oath or declaration is  
supplied under item no. 2 of this form, is considered as being part  
of the disclosure of the accompanying application and is hereby  
incorporated by reference herein.

2264 U.S. PTO  
10/782627

021804

6. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior application.
7. ☒ A preliminary amendment is enclosed.
8. ☒ Small Entity Status:
  - a. ☐ A small entity statement is enclosed.
  - b. ☒ A small entity statement was filed in prior application serial no. 09/394,142, and such status is still proper and desired.
  - c. ☐ is no longer claimed.
- 9.. The prior application is assigned of record to: The Burnham Institute.
10. The power of attorney is assigned of record to Cathryn Campbell, Registration No. 31,815.
11. ☐ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
12. ☒ A return receipt postcard is enclosed.
13. ☐ A Patent Application Bibliographic Data Sheet is enclosed.
14. ☐ Request for Nonpublication and Certification is enclosed.
15. ☐ A copy of the Petition for Extension of Time filed on \_\_\_\_\_ (date) \_\_\_\_\_ in prior application serial number \_\_\_\_\_ is enclosed.
16. ☐ Also enclosed:

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The filing fee is calculated below:

	NUMBER FILED		NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	33- 20	=	13	x \$9 \$18	\$117.00
INDEPENDENT CLAIMS	21- 3	=	18	x \$43 \$86	\$774.00
MULTIPLE DEPENDENT CLAIMS ___ YES                      ___ X NO				\$145 \$290	
BASIC FEE				\$385 \$770	\$385.00
TOTAL FEE				\$1,276.00	

18.   X   Please charge my Deposit Account No. 502624 in the amount of \$1,276.00. A duplicate copy of this sheet is enclosed.
19.      The filing fee is not enclosed. Do not charge our deposit account.
20.   X   The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

**Address all future communications to:**

**Cathryn Campbell**  
**McDERMOTT, WILL & EMERY**  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122  
Telephone: (858) 535-9001  
Facsimile: (858) 535-8949

Respectfully submitted,

Date: February 18, 2004

Pamela M. Guy  
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Attorney for Applicant  
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inventor(s)

X attorney or agent of record

assignee of complete interest

filed under Sec. 1.34(a)

A P P L I C A T I O N

For

UNITED STATES LETTERS PATENT

On

NOVEL BAG PROTEINS AND  
NUCLEIC ACID MOLECULES ENCODING THEM

by

John C. Reed

and

Shinichi Takayama

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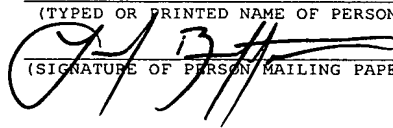
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Sheets of Drawings: 35

Docket No.: 66821-276

Attorneys

McDermott, Will & Emery  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122


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